

SEP 28 2007**NEKTAR™**

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FACSIMILE TRANSMITTAL SHEET

TO: Attention: Office of Petitions**FROM: Guy V. Tucker****Mail Stop Petition****United States Patent & Trademark Office****EXAMINER: Michael G. MENDOZA****PHONE NUMBER: 650.620.5501****Group Art Unit: 3734****FAX NUMBER: 571-273-8300****FAX NUMBER: 650.620.6395****PHONE NUMBER:****DATE:****September 28, 2007****RE: U.S. Serial No.: 09/731,316****TOTAL NO. OF PAGES INCLUDING COVER: 30****Docket No.: 015225-005210US (0051.00)**

DOCUMENTS SUBMITTED:

Transmittal Form (1 Page)

Fee Transmittal (1 Page, in duplicate)

Petition for Revival (Unintentional) Under 37 CFR 1.137(b) (2 Pages)

Supplemental Appeal Brief (24 pages)

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SEP 28 2007

PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0851-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

09/731,316

Filing Date

December 6, 2000

First Named Inventor

Carlos Schuler et al.

Art Unit

3734

Examiner Name

Michael G. Mendoza

Attorney Docket Number

015225-005210US (0051.00)

ENCLOSURES (Check all that apply)

Fee Transmittal Form

☐ Fee Attached

Amendment/Reply

☐ After Final☐ Affidavits/declaration(s)

Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/
Incomplete Application☐ Reply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____

☐ Landscape Table on CD

Remarks



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):

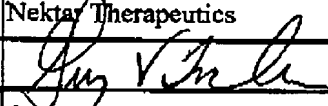
Supplemental Appeal Brief

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Nektar Therapeutics

Signature



Printed name

Guy V. Tucker

Date

September 28, 2007

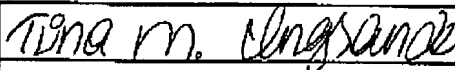
Reg. No.

45,302

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature



Typed or printed name

Tina M. Ingrande

Date

September 28, 2007

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SEP 28 2007

PTO/SB/17 (07-07)

Approved for use through 08/30/2010. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4018).**FEE TRANSMITTAL**
For FY 2007☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,500.00

Complete if Known

| | |
|----------------------|---------------------------|
| Application Number | 09/731,316 |
| Filing Date | December 6, 2000 |
| First Named Inventor | Carlos Schuler et al. |
| Examiner Name | Michael G. Mendoza |
| Art Unit | 3734 |
| Attorney Docket No. | 015225-005210US (0051.00) |

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 50-0348 Deposit Account Name: Nektar Therapeutics

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

| Fee Description | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues) | 50 | 25 |
| Each independent claim over 3 (including Reissues) | 200 | 100 |
| Multiple dependent claims | 360 | 180 |

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|---------------|--------------|--|----------|---------------|
| - 100 = _____ | / 50 = _____ | (round up to a whole number) x | 250.00 | 0.00 |

4. OTHER FEE(S)


Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition for Revival (Unintentional) Under 37 CFR 1.137(b)

Fees Paid (\$)

1,500.00

SUBMITTED BY

| | | | | | |
|-------------------|---|------------------|--------|-----------|--------------------|
| Signature |  | Registration No. | 45,302 | Telephone | 650-620-5501 |
| Name (Print/Type) | Guy V. Tucker | (Attorney/Agent) | | Date | September 28, 2007 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (07-07)

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Approved for use through 08/30/2010, OMB 0551-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Effective on 12/08/2004,
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2007

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)
1,500.00

Complete if Known

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| Application Number | 09/731,316 |
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| Art Unit | 3734 |
| Attorney Docket No. | 015225-005210US (0051.00) |

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☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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| Multiple dependent claims | 360 | 180 |
| Total Claims | | |
| Extra Claims | Fee (\$) | Fee Paid (\$) |
| - 20 or HP = | x | = |
| HP = highest number of total claims paid for, if greater than 20. | | |
| Indep. Claims | | |
| Extra Claims | Fee (\$) | Fee Paid (\$) |
| - 3 or HP = | x | = |
| HP = highest number of independent claims paid for, if greater than 3. | | |

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| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| - 100 = | / 50 = | (round up to a whole number) x | 250.00 | 0.00 |

4. OTHER FEE(S)

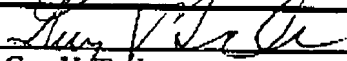
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition for Revival (Unintentional) Under 37 CFR 1.137(b)

Fees Paid (\$)

1,500.00

SUBMITTED BY

| | | | | | |
|-------------------|---|-----------------------------------|--------------------|-----------|--------------|
| Signature |  | Registration No. (Attorney/Agent) | 45,302 | Telephone | 650-620-5501 |
| Name (Print/Type) | Guy V. Tucker | Date | September 28, 2007 | | |

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